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7 Attorneys for Defendants

9 UNITED STATES DISTRICT COURT

10 NORTHERN DISTRICT OF CALIFORNIA

11 SAN JOSE DIVISION

12 JACK CHIWAI HO,)
13 Plaintiff,) No. C 07-5392 JF
14 v.)
15 MICHAEL CHERTOFF, Secretary of the)
Department of Homeland Security;)
16 EMILIO T. GONZALEZ, Director, U.S.)
Citizenship and Immigration Services;)
17 FRANCIS D. SICILIANO, District Director,)
U.S. Citizenship and Immigration Services,)
18 San Jose Field Office;)
ROBERT S. MUELLER, III, Director of the)
19 Federal Bureau of Investigation,)
Defendants.)
20 _____)
21

) **STIPULATION TO DISMISS AND**
[PROPOSED] ORDER

22 Plaintiff, appearing *pro se*, and Defendants, by and through their attorneys of record, hereby
23 stipulate, subject to the approval of the Court, to dismissal of the above-entitled action without
24 prejudice in light of the fact that the United States Citizenship and Immigration Services is now
25 prepared to adjudicate plaintiff's application for naturalization and agrees to adjudicate such
26 application within 30 days of the dismissal of this action.

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Stipulation to Dismiss
C 07-5392 JF

1 Each of the parties shall bear their own costs and fees.

4 | Date: November 30, 2007

Respectfully submitted,

SCOTT N. SCHOOLS
United States Attorney

Date: November 30, 2007

/s/

ORDER

Pursuant to stipulation, IT IS SO ORDERED.

Date: 12/4/07


JEREMY FOGEL
United States District Judge

**Stipulation to Dismiss
C 07-5392 JF**